



1           1.       WHEREAS, on February 4, 2008, WestEnd Capital Management, LLC  
2 ("WestEnd") filed a motion seeking to be appointed as Lead Plaintiff and for approval of Hagens  
3 Berman Sobol Shapiro LLP ("Hagens Berman") and Kahn Gauthier Swick, LLC as Co-Lead  
4 Counsel;

5           2.       WHEREAS, that same day six competing motions were filed seeking to appoint  
6 other movants as Lead Plaintiff and for approval of their selected Lead Counsel;

7           3.       WHEREAS, on March 17, 2008, the Court heard oral argument on the competing  
8 motions to appoint Lead Plaintiff and approve Lead Plaintiffs' selection of Lead Counsel;

9           4.       WHEREAS, WestEnd was provided with notice of Hagens Berman's intention to  
10 withdraw from representing WestEnd in this case in advance of this filing and all parties to this  
11 case have been provided with notice of Hagens Berman's intention to withdraw from representing  
12 WestEnd in accordance with Local Rule 11-5;

13           5.       WHEREAS, WestEnd will continue to be represented by Kahn Gauthier Swick  
14 LLC;

15           NOW, THEREFORE Hagens Berman respectfully submits this Notice of Withdrawal and  
16 Proposed Order allowing them to withdraw as counsel of record for WestEnd.

17  
18  
19  
20 Dated: August 12, 2008

HAGENS BERMAN SOBOL SHAPIRO LLP

21 By: /s/ Reed R. Kathrein

22 REED R. KATHREIN

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**~~PROPOSED~~ ORDER**

Pursuant to Local Rule 11-5, the Court grants Hagens Berman Sobol Shapiro LLP's request to be relieved as counsel of record for WestEnd Capital Management LLC in this consolidated action. WestEnd Capital Management LLC shall continue to be represented by Kahn Gauthier Swick, LLC.

IT IS SO ORDERED. 9/3/2008



**CERTIFICATE OF SERVICE**

I hereby certify that on August 12, 2008 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses registered, as denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

/s/ Reed R. Kathrein  
REED R. KATHREIN

## Mailing Information for a Case 3:07-cv-06140-MHP

### Electronic Mail Notice List

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- (No manual recipients)